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A/AC.109/L.1800
30 June 1993

ORIGINAL: ENGLISH

SPECIAL COMMITTEE ON THE SITUATION WITH REGARD TO THE IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES

REPORT OF THE SUBCOMMITTEE ON SMALL TERRITORIES, PETITIONS, INFORMATION AND ASSISTANCE

Rapporteur: Mr. Hossein LOTFI HORMOZABADI
(Islamic Republic of Iran)

ST. HELENA

A. Consideration by the Subcommittee

1. The Subcommittee considered the Territory of St. Helena at its 671st and 672nd meetings, on 1 and 29 June 1993.

2. During its consideration of the item, the Subcommittee had before it the working paper prepared by the Secretariat on the Territory (A/AC.109/1152).

3. The Subcommittee conducted a thorough review of the political, economic and social conditions in the Territory in the light of the information contained in the working paper prepared by the Secretariat.

4. The Subcommittee noted with regret that the United Kingdom of Great Britain and Northern Ireland, the administering Power concerned, did not participate in its deliberations. In this connection, and in view of the efforts deployed by the Special Committee to streamline and rationalize its work, the Subcommittee once again appeals to the United Kingdom to reconsider its position and to resume its participation in the work of the Special Committee.

B. Adoption of the report

5. Having carefully examined the situation in St. Helena, the Subcommittee adopted by consensus a draft decision on the Territory at its 672nd meeting, on 29 June 1993, for consideration by the Special Committee (see para. 8).

6. The Subcommittee adopted the present report at the same meeting.

7. The representative of the Russian Federation expressed the reservation of his delegation concerning the report.

C. Draft decision

8. The Subcommittee submits the following draft decision concerning St. Helena for adoption by the Special Committee:

"The Special Committee, having examined the question of St. Helena, reaffirms the inalienable right of the people of St. Helena to self-determination and independence in conformity with the Declaration on the Granting of Independence to Colonial Countries and Peoples, contained in General Assembly resolution 1514 (XV) of 14 December 1960. The Committee urges the administering Power, in consultation with the Legislative Council and other representatives of the people of St. Helena, to continue to take all necessary steps to ensure the speedy implementation of the Declaration in respect of the Territory and, in that connection, reaffirms the importance of promoting an awareness among the people of St. Helena of the possibilities open to them in the exercise of their right to self-determination. The Committee reaffirms the responsibility of the administering Power to promote the economic and social development of the Territory and calls upon the administering Power to continue, in cooperation with the territorial Government, to strengthen the economy, to encourage local initiative and enterprise and to increase its assistance to diversification programmes with the aim of improving the general welfare of the community, including the employment situation in the Territory. The Committee urges the administering Power, in cooperation with the territorial Government, to continue to take effective measures to safeguard and guarantee the inalienable right of the people of St. Helena to own and dispose of the natural resources of the Territory, including marine resources, and to establish and maintain control over the future development of those resources. The Committee reaffirms that continued development assistance from the administering Power, together with any assistance that the international community might be able to provide, constitutes an important means of developing the economic potential of the Territory and of enhancing the capacity of its people to realize fully the goals set forth in the relevant provisions of the Charter of the United Nations. The Committee, in that connection, welcomes the assistance rendered by the United Nations Development Programme and invites other organizations of the United Nations system to assist in the development of the Territory. The continued presence of military facilities in the Territory prompts the Committee, on the basis of previous United Nations resolutions and decisions concerning military bases and installations in colonial and Non-Self-Governing Territories, to urge the administering Power to take measures to avoid the involvement of the Territory in offensive acts or interference against neighbouring States. The Committee

considers that the possibility of dispatching a United Nations visiting mission to St. Helena at an appropriate time should be kept under review, and decides to continue to examine the question of St. Helena at its next session and to report thereon to the General Assembly at its forty-ninth session."

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SPECIAL COMMITTEE ON THE SITUATION
WITH REGARD TO THE IMPLEMENTATION
OF THE DECLARATION ON THE GRANTING
OF INDEPENDENCE TO COLONIAL
COUNTRIES AND PEOPLES

QUESTION OF SENDING VISITING MISSIONS TO TERRITORIES

Report of the Chairman

1. At its 1407th meeting, on 28 July 1992, the Special Committee adopted a resolution concerning the question of sending visiting missions to Territories. 1/ The operative paragraphs of the resolution read as follows:

"The Special Committee,

"...

"1. Stresses the need to dispatch periodic visiting missions to colonial Territories in order to facilitate the full, speedy and effective implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples with respect to those Territories;

"2. Calls upon the administering Powers to cooperate or continue to cooperate with the United Nations by receiving United Nations visiting missions in the Territories under their administration;

"3. Continues to call upon those administering Powers that are not participating in the work of the Special Committee to reconsider their decisions and to take an active part in the work of the Committee;

"4. Requests its Chairman to continue consultations with the administering Powers concerned on the implementation of paragraph 2 of the present resolution and to report thereon to the Special Committee as appropriate."

2. An account of the consultations held by the Chairman in accordance with paragraph 4 of the resolution is set out below.

3. The question of sending visiting missions to Non-Self-Governing Territories was a priority item on the agenda of all the consultations the Chairman held with representatives of the administering Powers during the period under review. On each occasion, the Chairman reiterated the Special Committee's view that the information furnished by the administering Powers under Article 73 e of the Charter of the United Nations could not replace the unique opportunity provided by visiting missions to obtain first-hand information on the Non-Self-Governing Territories and to ascertain the wishes and aspirations of their peoples.

4. The Chairman appealed to the administering Powers to cooperate or continue to cooperate with the United Nations for the sending of such missions. It was the understanding of the Special Committee, from the exchange of views that took place at its regional seminars held in 1990, 1992 and 1993, 2/ that some territorial Governments had expressed their willingness to receive United Nations visiting missions.

5. The Chairman informed his interlocutors that the Special Committee continued to attach the utmost importance to the cooperation of the administering Powers. Their full cooperation was indispensable for the successful implementation of the Plan of Action approved by the General Assembly for the International Decade for the Eradication of Colonialism. The Chairman took that opportunity to express his appreciation to the administering Powers concerned for their cooperation in facilitating the participation of a number of representatives from Non-Self-Governing Territories in the two seminars that the Committee had organized within the context of that International Decade.

6. The Chairman drew the attention of the representatives of the administering Powers to the efforts that the Special Committee continued to deploy in order to improve its efficiency and methods of work in fulfilling its mandate. He pointed out that a number of the measures initiated by the Committee in that regard had taken into account the concerns expressed by some administering Powers and, therefore, should contribute to the restoration of a climate of cooperation between them and the Committee.

7. As in previous years, the administering Powers consulted reiterated their willingness to continue to provide all necessary information on the Territories under their administration in accordance with Article 73 e of the Charter of the United Nations. With regard to the dispatch of visiting missions, however, the same willingness was not displayed and it appeared that in most cases, further efforts by the Special Committee would be required before the full cooperation of the administering Powers concerned could be restored.

8. In this connection, the representative of one of the administering Powers stated that, with the end of the cold war, many changes had taken place in the world. He expressed the hope that some of those changes would be reflected in the work of the Special Committee. He said that references to certain issues in the resolutions of the Committee which, in his view were not within the purview of the Committee, were not constructive and did not contribute to the Committee's effective performance. The representative considered that the Committee, in rationalizing its work, should make every effort to respond to his

Government's concerns, thereby paving the way for closer cooperation and participation by that administering Power in the work of the Committee. The representative reiterated his Government's total commitment to the principles contained in the Charter of the United Nations concerning Non-Self-Governing Territories. On the question of visiting missions to Territories under its administration, the representative stated that his Government would continue to work with the Committee in resolving that question.

9. The Chairman took note with appreciation of the invitation extended to the Special Committee on 20 May 1993 (A/AC.109/1162) by the Permanent Representative of New Zealand to the United Nations on behalf of his Government, to dispatch a visiting mission to Tokelau in the first half of 1994. The Chairman noted that the invitation had the full support of the people of Tokelau. In that connection, the Chairman recalled that a statement prepared by the Faipule (joint chairmen of the General Fono of Tokelau had been delivered on their behalf by the Permanent Representative of New Zealand to the United Nations on 25 May 1993, at the 669th meeting of the Subcommittee on Small Territories, Petitions, Information and Assistance (GA/COL/2879).

10. The Chairman will keep the Special Committee apprised of any further developments in his consultations with the administering Powers concerned on this question.

11. A list of the visiting missions dispatched by the Special Committee or by the General Assembly is contained in the annex to the present report.

Notes

1/ See A/47/23 (Part II), chap. IV, para. 17. The complete report is to be issued as Official Records of the General Assembly, Forty-seventh Session, Supplement No. 23 (A/47/23).

2/ Regional seminars held in Vanuatu (A/AC.109/1040 and Corr.1) and Barbados (A/AC.109/1043) in 1990; in Grenada (A/AC.109/1114) in 1992; and in Papua New Guinea (to be issued as A/AC.109/1159) in 1993. The first two were held in observance of the thirtieth anniversary of the Declaration on the Granting of Independence to Colonial Countries and Peoples; the last two were held within the context of the Plan of Action for the International Decade for the Eradication of Colonialism.

Annex

VISITING MISSIONS DISPATCHED BY THE SPECIAL COMMITTEE OR BY THE GENERAL ASSEMBLY

1965 Cook Islands (elections supervision)

1966 Equatorial Guinea

1967 Aden

1968 Equatorial Guinea (referendum/elections supervision)

1971 Papua New Guinea (jointly with the Trusteeship Council)

1972 Niue
Papua New Guinea (elections observation - jointly with the Trusteeship Council

1974 Niue (referendum observation)
Cocos (Keeling) Islands
Gilbert and Ellice Islands (referendum observation)

1975 Cape Verde
Montserrat
Spanish Sahara

1976 British Virgin Islands
Tokelau

1977 French Somaliland (referendum/elections observation)
Cayman Islands
United States Virgin Islands

1979 Guam
New Hebrides

1980 Turks and Caicos Islands (April)
Cocos (Keeling) Islands
Turks and Caicos Islands (October/November) (elections observation)

1981 Tokelau
American Samoa

1982 Montserrat

1984 Cocos (Keeling) Islands (act of self-determination)
Anguilla

1986 Tokelau

1989 Namibia (elections observation)

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ORIGINAL: ENGLISH

SPECIAL COMMITTEE ON THE SITUATION
WITH REGARD TO THE IMPLEMENTATION
OF THE DECLARATION ON THE GRANTING
OF INDEPENDENCE TO COLONIAL
COUNTRIES AND PEOPLES

QUESTION OF SENDING VISITING MISSIONS TO TERRITORIES

Draft resolution submitted by the Chairman

The Special Committee,

Having considered the question of sending visiting missions to Territories,

Having examined the report of the Chairman on the question, 1/

Recalling the relevant resolutions and decisions of the General Assembly and the Special Committee requesting the administering Powers to cooperate fully with the United Nations by receiving visiting missions in the Territories under their administration,

Mindful that United Nations visiting missions provide an effective means of assessing the situation in those Territories and of ascertaining the wishes and aspirations of the peoples thereof regarding their future status,

Conscious that United Nations visiting missions enhance the capacity of the United Nations to assist the peoples of Non-Self-Governing Territories in attaining the objectives set forth in the Declaration on the Granting of Independence to Colonial Countries and Peoples, contained in General Assembly resolution 1514 (XV) of 14 December 1960, and in other relevant resolutions of the Assembly,

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1/ A/AC.109/L.1801.

Taking note with appreciation of the invitation extended to the Special Committee by the Government of New Zealand to send a visiting mission to Tokelau in 1994, 2/

Noting with regret that some administering Powers do not participate in the work of the Special Committee,

1. Stresses the need to dispatch periodic visiting missions to Non-Self-Governing Territories in order to facilitate the full, speedy and effective implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples with respect to those Territories;

2. Calls upon the administering Powers to cooperate or continue to cooperate with the United Nations by receiving United Nations visiting missions in the Territories under their administration;

3. Continues to call upon those administering Powers that are not participating in the work of the Special Committee to reconsider their decisions and to take an active part in the work of the Committee;

4. Requests its Chairman to continue consultations with the administering Powers concerned on the implementation of paragraph 2 of the present resolution and to report thereon to the Special Committee as appropriate.

2/ A/AC.109/1162.

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12 July 1993
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SPANISH

SPECIAL COMMITTEE ON THE SITUATION WITH
REGARD TO THE IMPLEMENTATION OF THE
DECLARATION ON THE GRANTING OF
INDEPENDENCE TO COLONIAL COUNTRIES
AND PEOPLES

QUESTION OF THE FALKLAND ISLANDS (MALVINAS)

Chile, Cuba and Venezuela: draft resolution

The Special Committee,

Having considered the question of the Falkland Islands (Malvinas),

Aware that the maintenance of colonial situations is incompatible with the United Nations ideal of universal peace,

Recalling General Assembly resolutions 1514 (XV) of 14 December 1960, 2065 (XX) of 16 December 1965, 3160 (XXVIII) of 14 December 1973, 31/49 of 1 December 1976, 37/9 of 4 November 1982, 38/12 of 16 November 1983, 39/6 of 1 November 1984, 40/21 of 27 November 1985, 41/40 of 25 November 1986, 42/19 of 17 November 1987 and 43/25 of 17 November 1988 and its resolutions A/AC.109/756 of 1 September 1983, A/AC.109/793 of 21 August 1984, A/AC.109/842 of 9 August 1985, A/AC.109/855 of 14 August 1986, A/AC.109/930 of 14 August 1987, A/AC.109/972 of 11 August 1988, A/AC.109/1008 of 15 August 1989, A/AC.109/1050 of 14 August 1990, A/AC.109/1087 of 14 August 1991 and A/AC.109/1132 of 29 July 1992 and Security Council resolutions 502 (1982) of 3 April 1982 and 505 (1982) of 26 May 1982,

Distressed that, notwithstanding the time that has elapsed since the adoption of General Assembly resolution 2065 (XX), this prolonged dispute has not yet been settled,

Aware of the interest of the international community in the resumption by the Governments of Argentina and the United Kingdom of Great Britain and Northern Ireland of their negotiations in order to find as soon as possible a peaceful, just and lasting solution to the sovereignty dispute relating to the question of the Falkland Islands (Malvinas),

Expressing its preoccupation over the fact that the good level of relations between Argentina and the United Kingdom has not yet led to negotiations on the question of the Falkland Islands (Malvinas),

Considering that this situation should facilitate the resumption of the negotiations in order to find a peaceful solution to the dispute over sovereignty,

Reaffirming the principles of the Charter of the United Nations on the non-use of force or the threat of force in international relations and the peaceful settlement of international disputes,

Calling attention to the importance of the Secretary-General continuing his efforts to give full effect to the mission entrusted to him by the General Assembly in its resolutions on the question of the Falkland Islands (Malvinas),

Reaffirming the need for the parties to take due account of the interests of the population of the islands in accordance with the provisions of the General Assembly resolutions on the question of the Falkland Islands (Malvinas),

1. Reiterates that the way to put an end to the special and particular colonial situation in the question of the Falkland Islands (Malvinas) is the peaceful and negotiated settlement of the dispute over sovereignty between the Governments of Argentina and the United Kingdom of Great Britain and Northern Ireland;

2. Takes note of the views expressed by the Minister for Foreign Affairs of Argentina on the occasion of the forty-seventh session of the General Assembly;

3. Regrets that, in spite of the widespread international support for a negotiation between the Governments of Argentina and the United Kingdom that includes all aspects on the future of the Falkland Islands (Malvinas), the implementation of the General Assembly resolutions on this question has not yet started;

4. Requests the Governments of Argentina and the United Kingdom to consolidate the current process of dialogue and cooperation through the resumption of negotiations in order to find as soon as possible a peaceful solution to the sovereignty dispute relating to the question of the Falkland Islands (Malvinas), in accordance with the provisions of the General Assembly resolutions 2065 (XX), 3160 (XXVIII), 31/49, 37/9, 38/12, 39/6, 40/21, 41/40, 42/19 and 43/25;

5. Reiterates its firm support for the mission of good offices of the Secretary-General in order to assist the parties in complying with the request made by the General Assembly in its resolutions on the question of the Falkland Islands (Malvinas);

6. Decides to keep under review the question of the Falkland Islands (Malvinas) subject to the directives that the General Assembly has issued and may issue in that regard.

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SPECIAL COMMITTEE ON THE SITUATION WITH REGARD TO THE IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES

ONE HUNDREDTH REPORT OF THE WORKING GROUP

Chairman: Mr. Renagi Renagi LOHIA (Papua New Guinea)

1. The Working Group held its 138th meeting on 14 July 1993.

1. Question of holding a series of meetings away from Headquarters

2. In connection with the question of holding a series of meetings away from Headquarters, the Working Group recalled that the General Assembly, by paragraph 6 of its resolution 1654 (XVI) of 27 November 1961, authorized the Special Committee to meet elsewhere than at United Nations Headquarters whenever and wherever such meetings might be required for the effective discharge of its functions. By paragraph 3 (9) of the programme of action for the full implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples, contained in General Assembly resolution 2621 (XXV) of 12 October 1970, the Assembly directed the Committee to continue to hold meetings away from Headquarters as appropriate.

3. Notwithstanding the above, the Working Group was of the view that it was not necessary at that time for the Special Committee to consider holding meetings away from Headquarters. The Working Group decided to recommend that the Committee should take that view into consideration.

2. Representation at seminars, meetings and conferences of intergovernmental and other organizations

4. The Working Group proposed that the Special Committee recommend to the General Assembly that the Committee should continue to be represented at seminars, meetings and conferences organized by United Nations bodies and other intergovernmental and non-governmental organizations active in the field of

decolonization and that the practice of consulting members of the Committee prior to the acceptance of invitations to such meetings should be maintained. The Working Group also recommended that the Assembly should make appropriate budgetary provisions to cover such activities in 1994.

3. Pattern of conferences

5. The Working Group noted that, during the year, the Special Committee had closely followed the guidelines set forth in the resolutions of the General Assembly on the pattern of conferences, in particular resolution 47/202 of 22 December 1992. By organizing its programme of work effectively and by holding extensive consultations and working in informal session, the Committee had been able to curtail considerably the number of its formal meetings. The Working Group recommended that the Special Committee should continue to pursue its efforts to rationalize the use of the conference-servicing resources and to avoid as far as possible last-minute cancellation of scheduled meetings.

6. The Working Group decided to recommend that, taking into account the probable workload of the Special Committee for 1994, the Committee should consider holding its meetings according to the following schedule:

(a) Plenary

February/June	As required
July	20 meetings (6 to 8 meetings a week)

(b) Subsidiary bodies

March/June	30 meetings (3 to 5 meetings a week)

7. It was understood that that programme would not preclude the holding of any ad hoc meetings that might be warranted and that the Special Committee might, in early 1994, review the scheduled meetings on the basis of new developments that might arise. The Working Group recommended that, subject to any directives given by the General Assembly, the Special Committee, while fulfilling its mandate, should strive to keep its meetings to a minimum.

4. Control and limitation of documentation

8. The Working Group noted that, during the year, the Special Committee had taken further measures to control and limit its documentation in compliance with the relevant resolutions of the General Assembly, in particular resolutions 34/50 of 23 November 1979 and 39/68 of 13 December 1984. Those measures included the circulation of its documents in provisional or unofficial form whenever appropriate. The Working Group recommended that, consistent with the goal of limiting documentation, the Special Committee should streamline its report to the General Assembly. In order to limit the Committee's documentation further, the Working Group decided to recommend that the working papers relating to foreign economic and other interests and military activities and arrangements should be combined to form a single document.

5. Question of the list of Territories to which the Declaration is applicable

9. The Working Group decided to recommend that the Special Committee should continue consideration of the question at its next session, subject to any directives which the General Assembly might give at its forty-eighth session.

6. International Decade for the Eradication of Colonialism

10. The Working Group noted with satisfaction that the regional seminar held in Papua New Guinea from 8 to 10 June 1993, carried out by the Committee within the context of the International Decade for the Eradication of Colonialism, was successful. The Working Group recommended to the Committee that the summary of discussions of that seminar should be taken into account in its consideration of the situation in the Non-Self-Governing Territories.

11. Noting that the Plan of Action for the International Decade for the Eradication of Colonialism provides for the holding of seminars in the Caribbean and the Pacific regions, alternately, the Working Group decided to recommend that the Committee should organize in 1994 a seminar at Headquarters to be attended by representatives of all the Trust and Non-Self-Governing Territories, irrespective of their location. The seminar would provide an opportunity to carry out a mid-term review of the Plan of Action for the International Decade for the Eradication of Colonialism and hear the views of the representatives of the Non-Self-Governing Territories.

12. The Working Group further decided to recommend that the Committee should invite United Nations organs, agencies and institutions to apprise the Secretary-General of actions they have taken in the implementation of General Assembly resolution 46/181 of 19 December 1991 relating to the Plan of Action and submit a report to the Assembly at its forty-ninth session.

7. Participation of representatives of Non-Self-Governing Territories in the work of the Special Committee

13. The Working Group decided to recommend that the participation of representatives of Non-Self-Governing Territories in the work of the Special Committee at Headquarters, as recommended by the Plan of Action for the International Decade for the Eradication of Colonialism, should continue to be facilitated through the reimbursement by the United Nations of the expenses relating to their participation under the terms of the guidelines adopted by the Committee and approved by the General Assembly at its forty-seventh session.

14. In that connection, the Working Group decided to recommend that paragraph 5 of the guidelines which the Special Committee had adopted in 1992 (A/AC.109/L.1791, annex) should be amended to read as follows:

> "5. Requests for funding shall be approved on a case-by-case basis by a decision of the Special Committee when in session or, between sessions, by its Bureau. In the latter case, such approval will be given only after the request has been circulated to the members and has been endorsed by the

majority of the members. With due regard to the financial rules and regulations of the United Nations, requests for funding will be granted only within the limit of the provisions approved by the General Assembly under the appropriate accounts for the year concerned."

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SPECIAL COMMITTEE ON THE SITUATION WITH
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INDEPENDENCE TO COLONIAL COUNTRIES
AND PEOPLES

IMPLEMENTATION OF THE DECLARATION ON THE GRANTING OF INDEPENDENCE TO COLONIAL COUNTRIES AND PEOPLES BY THE SPECIALIZED AGENCIES AND THE INTERNATIONAL INSTITUTIONS ASSOCIATED WITH THE UNITED NATIONS

Report of the Chairman

1. At its substantive session of 1992, the Economic and Social Council adopted resolution 1992/59 of 31 July 1992 on the implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples by the specialized agencies and the international institutions associated with the United Nations. In paragraph 16 of that resolution, the Council requested its President to continue to maintain close contact on those matters with the Chairman of the Special Committee on the Situation with regard to the Implementation of the Declaration on the Granting of Independence to Colonial Countries and Peoples and to report thereon to the Council.

2. At its 1411th meeting, on 7 August 1992, the Special Committee adopted a resolution on the question, in which it decided to continue to examine the question and to report to the General Assembly at its forty-eighth session. 1/

3. At its forty-seventh session, the General Assembly adopted resolution 47/16 of 16 November 1992, in paragraph 23 of which it requested the Economic and Social Council to continue, as appropriate, to consider, in consultation with the Special Committee, appropriate measures for coordination of the policies and activities of the specialized agencies and other organizations of the United Nations system in implementing the relevant resolutions of the General Assembly.

4. Under the terms of the foregoing resolutions, the Chairman of the Special Committee held consultations with the President of the Economic and Social Council in June 1993, an account of which is set out in document E/1993/98. In accordance with established practice, the Chairman took part in the Council's consideration of the related item at its 1993 session and reported to the Committee at the 1427th meeting on 27 July 1993 (A/AC.109/PV.1427).

5. Information on further developments will be issued as addenda to the present report, as appropriate and necessary.

Notes

1/ A/47/23 (Part IV), chap. VII, paras. 14 and 15. The complete report is to be issued as Official Records of the General Assembly, Forty-seventh Session, Supplement No. 23 (A/47/23).